

App. F. IX-4

✓
1934.

File No. 143-34

Previous References

Sm. 311-33-1-6

" 97-31-13, 20, 21, 22.....49

(Law)

Serial Nos. 1, 2 + 3
4-8.

Later References

Law 61-35-1-1

Edn 33-40, 44, 47, 48, 50, 52, 55, 57, 60, 68, 70, 71

PRESERVED

General and Revenue Secretariat.

Serial Nos.

Seven
~~Seven~~ Eight

Part B for

Aug '35

SUBJECT.

O.S. 658/34-35 on the file of the Ist
Blame (Cont by the D.P. 1 vs. Mrs. Seshamma
Appn Rao & Nagappa)

7)

To

Mr P.P. Blame

" D. P. I.

" Compr

Pro P 883-5 of 7.8-35.

Accepts Rs 500/- in full settlement of
their claim against the defendants.

Dr. Abdul Aziz
6.9.35

No. 774/34-35

OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,

Enc. 1. *file to be original
mortgage deed*

DISTRICT OFFICE BUILDINGS,

Bangalore, 26th January 1935.

Law 143-34-1

FROM

G.S. Doraswamy Iyer, Esq., B.A., B.L.,

Public Prosecutor,

Bangalore Division, Bangalore.

To

The General Secretary to the Government of H.H. the
Maharaja of Mysore, Bangalore.

SIR,

*early
29/1*

I have the honour to state that the Director of Public Instru-
has requested me in his letter No.D3-2837-I57/33-34 dated 29-10-34
to file a suit against ^{the} legal heir of the deceased Bhasker Rao Malu-
ker for the recovery of Rs.2000/- together with interest. I am sen-
ding herewith a draft plaint proposed to be filed into court for app-
val of Government and return. The original mortgage deed and con-
nected records are also sent for reference and return.

I have the honour to be,
Sir,
Your most obedient servant,

KHR.

G.S. Doraswamy Iyer
Public Prosecutor.

Draft plaint has not been received.

Draft to p.p.r. requesting him to forward it

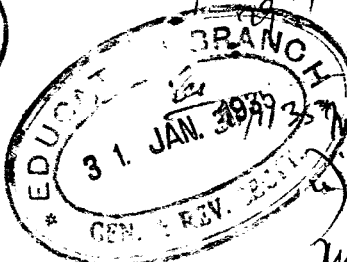
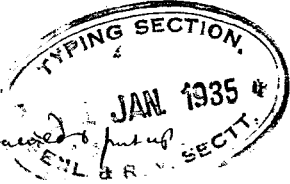
early is put up. The Eda Br will be

requested to put up previous papers after 1/2

issue of the draft.

3) Issue

issued no. P.385.3 on 31.1



Collection obtained from

*Sus A
4/2
152*

*To the Eda Br. w.c.)
re A*

*Law 143-34-1
be obtained from the
Sub P.P.R.*

Serial
No.

From.

The Pbr. B. Loe

no. 805/1935 d 1.2.35 forwarding the
dfr plaint in the proposed suit against
the legal heir of the deceased Bhaskar Rao
Malurkar.

5) The proposed suit is for recovery of Rs 2000/-
being the loan ^{scholarship} advanced by Govt to the late E. K.
Bhaskar Rao Malurkar. The dfr plaint is in order
and may be app^d. The D. P. D. may be
authorized under O. XXVII. Rule 142 C. P. C. to sign
and verify the plaint on behalf of Govt
Sub? for order.

15D
str

6) Please put up a dfr 90

1000
6/2

File No.	163	of 1934.	General and Revenue Secretariat
To			
He. Rbr. B'ne			
During P.S.			
Comptroller to Gen.			
S.O. no. P. 4185-87 Law 143-24-2 d 11.2.35			
Sanctioning the institution of the Air			Secy. 1.1.35

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE. P

No. 8 2797

General and Revenue Secretariat,

Dated, Bangalore, 9th April 1935.

FROM

H. V. Ramaswami, Esq.

~~The~~ Secretary to the Government of His Highness the Maharaja of Mysore.
General Department.

TO

S. A. Subba Rao, Esq.,

Bar-at-Law,

Director of Public Instruction in Mysore, (A.S. Branches)

RE

With reference to your letter No. D. 3-2837-157 of 33-34 dated the 13th March 1935, I am directed to convey the sanction of Government to the payment of an advance of Rs. 301-10-0 as noted on

Stamp on plaint
Vakalat
Summons (twice)
Advocate's fee
Contingencies (typing
charges)
Total.

181-10-0
0-8-0
2-1-14-0
115-10-0
0-0-0
301-10-0

the margin to the -
Public Prosecutor,
Bangalore to meet the
actual expenditure -
connected with the suit
for the recovery of the

loan advanced to the late Mr. S. A. Subba Rao Malurkar. I am to request that a definite source may be pointed out to meet the amount as the term 'General' payables referred to by you is very indefinite

I have the honour to be,
Sir,
Your most obedient servant,

for personal use referred to pass on
Communication referred to - jliggs

Under the rules we advocate
fee is not to be paid in advance
It is to be paid for after the
Case is disposed of - otherwise if
the present PPR is paid the fee his
successor who may have to handle
the case in a later stage ~~gets~~ will
have also to be paid this meaning add
~~nothing~~ experience to go with
It is desirable that order

B) (Re: Such matters should be sent
in consultation with U. Law Dept.
Asst Secy Ed upr }
in copies } 22/4

5-

To

The D.P. 9

NOTE 3040 of 27/4/35
In Continuation of 22 (3),
States that under the rule
for the conduct of legal
affairs of Govt. the advo-
cate fee is not to be paid in
advance and that it has
to be billed for only after
the case is disposed of.

19) This may now be sent to the
Secy for perusal.

MD
29/4

SR
29.4.35

ASS^t. Secy, Law Secy
with compts.

from

The B.O. B. Lere

no. 1077 / 1935 d. 7.5.35. requesting

permission to make in advance half

the registration fee in case, when he

is instructed to file suits on behalf

of Govt.

Ref^{ce} para 15-16 supra.

23) The rules for the legal affairs of Govt. do
not contemplate payment of fees to the
B.O. in advance

26) Dft. Sub? for app^e

ISS
30/5

27) Admttⁿ of 90 sanctioning
payment of half the fee in
this case is necessary & may be
put up.

me
30/5

28) Dft. S.O. put up

ISS
30/5

28) Issue
me
30/5

To,

The Secy. B'line

Dir^y of P. D.

Comptroller to Govt.

S.O. no. P. 6840-42 Law 14-34-5 d 13.6.35

permitting the Secy. B'line to receive the
fee paid

From,

The Secy. B'line

no. 469 purss. d 10.6.35 forwarding a
copy of the order filed in the above case
and soliciting further instructions
in the matter

30) Para 3 & 4 of the order refers to the
defendants' prayer to Govt. for settlement
the writ out of Court. The Connected for
put up with D no. 6739 has been sub^d to
11. Memo on 10.6.35.

Sub^d for ads.

Subsist order on D no 6739/p

13/6

ISS
13/6

31) Please tell the P.T. ~~devising~~
that a petition praying for remission
has been received from the last
defendant & is under consideration
of for.

MP
18/6

32) Dfr put up accordingly
15/6
14/6

33) Issue today

MP
14/6

Issued no. P. 6896 d 14.6.38

34) In para 2 of the S.O. of the 15th June 1938
stated that "separate orders will come re:
general permission asked for by the Obv. etc
make in advance half the regulation fee
all cases in which he is asked to file suit
benefit of for" kind ref^{ce} is also
red to the last portion of para 28 supra
is for orders where necessary action
to be taken to amend the rules for the leg
act of for

10/6

This may be taken up
in a separate file

MP
21/6/38

Taker

3. Petⁿ of 25.5.35 from ~~Mrs~~ Seshamma A. P. K. B. praying that the repayment of the loan amount of Rs. 2000 due by her ~~or her~~ ~~or her~~ from her may be excused in toto' or if this is not possible that she may be permitted to pay a lump sum of Rs. 500 in full settlement of the claim of Govt.

35) This may be sent to the Protection Br for perusal and return ^{along with} the main file which has sent to that branch some time back.

Subd
31/5 36) Submd. for information before sending the file to the Proⁿ Br.

8/4 [Please ^{be} linked file from Proⁿ Br.]

31.5.35.

N
31/5

27) Proⁿ Br we
8/4
31.5.35

occasion because it was felt doubtful how far she would be benefitted thereby since she had other debts to discharge. In the present petition, the lady says she is expecting remissions from her other creditors some of whom she says are her relations. If she arrives at a settlement with all her other creditors, any remission Govt may make would then certainly go to relieve the distress of the lady.

(Gausey)

me
6/6/35

This is an exceptional case and merits sympathetic consideration. I would recommend that the lady's offer to pay Rs 500/- be accepted and the rest remitted.

GENERAL SECRETARY
6 JUNE 1935
96

GENERAL SECRETARY
6 JUNE 1935



ii) I agree with If she pays
down 500 Rs, the balance may be
remitted as a very special case

For
12/6

iii) Dtl
1/11/34

3473

4 File No.

157

of 1934

General and Revenue
Secretariat

To

5

Mrs. Subbamma Appa Rao

WE 3687 of 27/6
With reference to 22 (3)
inform her that if she
pays down Rs 500/- in one
instalment immediately as agreed
to pay her balance
will be remitted as a
Very Special Case.

Copy to D.P. 9 & Mr. P. M.
M. S. S. S.

WE 3688-89 of 27/6

Letter no. D3-2837-157 of 33-34 d, 17.7.35 from
D.P.I. stating that a sum of Rs 244-2-0 has been
spent by the Dept in ms Sosh na Affur Rai
and requesting to be informed as to whether the
party has to bear the entire cost of the process
if the case ~~loss~~ is compounded, ~~By the law~~

1) The Law ^{section} ~~Secretariat~~ may be consulted if
ruled for orders.
2) For favour of
advice & rem
3) Ass^l Secy, Law Section
with Gmpt

thb
22/7

22/7-35
50)

2

File No.

163

of 1934

General and Revenue
Secretariat

of all claims including costs, if the Govt
pays down Rs 500/- immediately in
one lump -

9) Ed. Secy)

24/7



10) Subd for orders as to whether the Dir. may be
intimated as in para 8 above

25/7

25/7 25/7

11) Gen. Secy)

25/7

12) In case of composition - are not
costs divided equally. Please speak
Asst. Secy Law to plan 17/7
Speak - 26/7

Law Please ensure - if we
13) Govt has paid Rs 500/-
as directed in the order

Asst. Secy,
Law Section
with Compts

26/7

bind suit against Mrs. Sehamma Appu Rao

General and Revenue
Secretariat.

Law File No. 143 of 1934.

[App. F. III-2]

From

Mrs. Sehamma Appu Rao

perⁿ d 31.7.35 stating that she has
paid Rs. 500/- to me, Mr. B. L. Rao towards
the Govt's claim in the suit filed against
her and praying for the issue of
necessary instructions to withdraw the suit
reporting full settlement to the C.

62) The suit is reported to have been posted
to B.P. 35.

Submitted for orders with ref^{ce} to para 58 & 59

1SD
3/7

63) Now that the lady has paid
Rs. 500/-, I think the P.P. may
be instructed to report full
settlement & withdraw the suit
each party bearing his or her
own costs.

16

Law File No.

142

of 193 4

General and Revenue
Secretariat

67) Dgr. Dir? for app?

TSD
2/8

Gen Secy)

none
2/8/35The
2/8RECEIVED
2-AUG-1935
87868) Please pickup the two letters
Recd today from P.P.none
3/8

From the P.P. B. (one).

Letter No. 136 dated 31.7.35-

Intimates that Mrs. S. S. Shamma Appa Rao
has paid Rs 500/- & that the amount has
been sent to the Dir. of Public Instruction
& solicits orders as to the withdrawal
of the suit-

Letter No. 144 dt 2.8.35-

States that the D. P. I. has not accepted
the amount sent by him for want
of sanction of Govt. and solicits
instructions.

Submitted with reference to
para 68 supra.

The
31/8/35

Now that it is ascertained
that the amount has been
pd. the compromise may be sanctioned.
A draft go may be put up

none
3/8.

Sub? was a dfr. S.O. for appl. accordingly

TSD
5/8

For perusal before ~~Issue~~ Issue

Gen Secy)

1000
5/8

17th 5/8

Issue
1000
5/8

To,

Mr. Gov. B'lore

Dist. B.G.

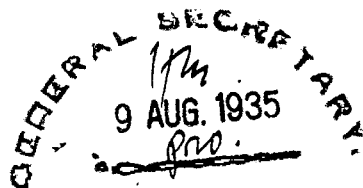
Comptroller to Gov

S.O. no. B. 883-85 Law 143-34-7 d 7.8.35

accepting the payment of Rs 500/- in full
settlement of their claim against the def^{ts}

882-295
1/18

To



The General Secretary
to the Government of His Highness
the Maharaja of Mysore,
B a n g a l o r e.

Done
9/8

Sir,

I am in receipt of your Communication NO: P. 886 dated 7-8-35 (being a copy of order of Government Order NO: P 883-85 Law 143-34-7 dated 6/7 August 1935) intimating that Government have been pleased to accept the payment by me of Rs: 500/- in full settlement of the claim against me inclusive of costs, in O.S. NO: 658 of 1934 - 35 on the file of the Court of the First Munsiff, Bangalore.

May I trouble you to kindly convey to Government my sincerest thanks for the benevolence graciously shown to me in this matter. I can't be sufficiently grateful to Government for the kindness shown to me.

Begging to be excused for the trouble and
thanking you,

Bangalore.

9 th. Aug.35.

I remain,
Yours faithfully.

Seshamma Appu Rao

Submitted for perusal

(11 member)

No. 207
Enc. 35-36

1022738
OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,

DISTRICT OFFICE BUILDINGS,

Bangalore, 13th August 1935.

Law 143-34

aswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, Bangalore.

15 AUG. 1935
FROM

To

The General Secretary to the Government of H.H. the
Maharaja of Mysore, Bangalore.

SIR,

RE: O.S.NO. 658/34-35 on the file of the First
Munsiff, Bangalore. (The Government of Mysore by
the Director of Public Instruction in Mysore,
Bangalore -VS- Mrs. Seshamma Appu Rao and Nagappa.)

Adverting to G.O.NO.P.883-85/Law 143-34-7 dated 6/7th August
1935, I have the honour to state that the above case was withdrawn
to-day each party bearing its own costs.

I have the honour to be,
Sir,
Your most obedient servant,

S. Seshamma Appu Rao
Public Prosecutor.

Submitted for perusal.

These papers may be filed in

TSD
17/8

yes

done

17/8

B.

SUBJECT

.....

Diary No. of letter replied to

General and Revenue Secretariat

()
the 193

Date of issue 31-1-35

Signed by An N. N. / R

Section

File No.

Serial No.

No. P 3853

To

The prob. proSeanto

B-lone Dr, B-lone

Sir

With reference to your letter no. 775/34-35 dated 26-1-35 in the proposed suit against the legal heir of the deceased Bhasker Rao Malurkar I am directed to state that the draft plaint has not been ~~sent~~ as receipts along with the records. To request therefore that it may be forwarded at an ^{soon} early date.

4360234 i
OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,
DISTRICT OFFICE BUILDINGS,

Bangalore,.....1st February.....1935.

G.S. Doraswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, Bangalore.

The General Secretary to the Government of H.H.
the Maharaja of Mysore, Bangalore.

With reference to your letter No.P.3853/Law dated the
January 1935, I have the honour to send herewith the
complaint in the suit to be filed against the legal heir
of the deceased Bhasker Rao Malurker. Owing to an over-
sight it was omitted to be sent.

I have the honour to be,
Sir,
Your most obedient servant,


Public Prosecutor.

SUBJECT

No. ...

FROM Diary No. of letter replied to

Section Law.

File No. 143-34

Serial No. 2

TO

General and Revenue Secretariat

()

the 193

Proceedings of the Government of
His Highness the Maharaja of Mysore.

SIR, Date of issue 11/21 1935

Read—

Law no. E. 387

311-33-4 d 17.8.34 to the

Signed by Mr. W. A. J. J.

di

of

si,

by this be—

(i) printed?

(ii) treated as a standing order?

KHR. (iii) published in the Gazette,
English Part?

(iv) translated?

(v) placed at the disposal of the press?

(vi) published in the Gazette
Kannada Part?

D. P. D. accepting his recommenda-
tion to realise the amount
from the late Mr. B. A. Bhaskar

in account of a loan of Rs 2000
sanctioned in G.O. no. E. 145-17-19/27-32

Order thereon—No. Dated 10th May 1932

2. Letter no. 805/3435

d 1-2-35 from the B. A. B. L.

forwarding for approval a draft
plan in the matter

order:—No P 4185-87

approved: Under

Order XXVII Rules 142 C.P.C., sec 2. B

is 'authorized to sign and verify
the plant and to act for the
of firm in ^{The suit and all other} ~~all other~~ ~~proceedings~~
~~connected with it~~
~~arising out of this suit~~

more Gen Lee?
7/2 ^{TSB} 7/2

The Mr. Blue wire

D. P. 9

Comprover to go

Cops to Ed² Ben

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read:—

Letter No.E.387/Edn.311-33-4 dated 17th August 1934 to the Director of Public Instruction accepting his recommendation to realise the amount from the late Mr.E.A.Bhasker Rao on account of a loan of Rs.2,000/- sanctioned in Government Order No.E.4517-19/Edn.77-31-28 dated 10th May 1932.

2. Letter No.805/34-35 dated 1st February 1935 from the Public Prosecutor, Bangalore forwarding for approval a draft plaint in the matter.

O R D E R No. *P4185-87 Law 143-34-2*

Dated Bangalore the 9th February 1935.

U

Approved. Under Order XXVII Rules 1 and 2 Civil Procedure Code, the Director of Public Instruction in Mysore is authorised to sign and verify the plaint and to act for the Government in the suit and all other proceedings connected with it.

[Signature]
General Secretary to Government.
TSD

To

The Public Prosecutor, Bangalore with records.

The Director of Public Instruction in Mysore.

The Comptroller to Government.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated Bangalore 27th April 1935.

No. 83040

Edn 313845

From

H. V. Ramaswami, Esq., M.A., B.L.,

General Secretary to the Government of His Highness
the Maharaja of Mysore.

To

N. S. Subba Rao, Esq., M.A., Bar-at-Law.,

Director of Public Instruction in Mysore.

Sir,

In continuation of this office letter No.F.2797/Edn.313-34-3 dated 9th April 1935 conveying sanction to the payment of an advance of Rs.301-10-0, to the Public Prosecutor, Bangalore to meet the actual expenditure connected with the suit for the recovery of the loan advanced to the late Mr.M.A.Bhaskara Rao, I am directed to state that under the rules for the conduct of legal affairs of Government the advocate's fee is not to be paid in advance and that it has to be billed for only after the case is disposed of.

I have the honour to be,

Sir,

Your most obedient servant,


General Secretary to Government

202

No. 1034
Enc. 34-31-

5557 of 31
7
OFFICE OF THE PUBLIC PROSECUTOR
BANGALORE DIVISION,

DISTRICT OFFICE BUILDINGS,

Bangalore, 27th March 1935

GENERAL SECRETARY
28 MAR 1935
FROM

G.S. Doraswamy Iyer, Esq., B.A., B.L.,

Public Prosecutor,
Bangalore Division, Bangalore.

To?
What is this?
mp
2/3
SIR,

The General Secretary to the Government of H.H. the
Maharaja of Mysore, Bangalore.

I have the honour to state that a suit against Mrs. Seshamma Appu Rao and Nagappa was filed on the 25th instant in the court of the First Munsiff, Bangalore and the same has been registered and numbered as O.S.No.658/34-35 and is posted to the 15th May 1935 for final hearing.

I have the honour to be,
Sir,
Your most obedient servant,

G. Doraswamy Iyer
Public Prosecutor.

KHR.

This is a suit for recovery of loan scholarship advanced to late Mr. E.A. Bhasker Rao. The concerned file has been taken by me S.D.B.M.

TSD
27/3

mp
29/3.

Sure
20/3

No. 1077
34-38
Enc.

632528
2834
OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,
DISTRICT OFFICE BUILDINGS,

Bangalore, 7th May 1935

Law 100-34-4

FROM: G.S. Doraswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, Bangalore.

GENERAL SECRETARY
9 MAY 1935

To: The General Secretary to the Government of E
the Maharaja of Mysore, Bangalore.

SIR,

I have the honour to forward herewith a copy of letter
No. 43-2837/33-34 dated 1-5-35 received from the Director of
Public Instruction and to request that sanction of Govern-
ment may kindly be obtained permitting me to take in advance
half of ^{the} ~~advocate's~~ ^{regulation} fee in cases where I am ~~allowed~~ ^{permitted} to file
of Government.

I have the honour to be,
Sir,
Your most obedient servant,
G. Doraswamy Iyer
Public Prosecutor.

9

3271

Please see the linked file containing the letter ref to
Pool on Br W.C.

16/5
16/5

Sp
16/5-75

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read:—

Government order No.P.4185-87/Law.143-34-2 dated 11th February 1935 approving the draft plaint in the Civil Suit for recovery of the advance of loan due by the late Mr.E.A.Bhaskar Rao, and authorising the Director of Public Instruction to act for Government in the suit and all other proceedings connected with it.

2. Letter No.E.2797/Edn.313-34-3 dated 9th April 1935 to the Director of Public Instruction sanctioning the payment of an advance of Rs.301-10-0 as noted in the margin^{herein} to the Public Prosecutor, Bangalore to meet the expenditure connected with the suit.

3. Further letter No.E.3040 dated 27th April 1935 to the Director of Public Instruction informing that under the rules for the conduct of legal affairs of Government, the Advocate's fee is not to be paid in advance.

4. Letter No.1077/34-35 dated 7th May 1935 from the Public Prosecutor, Bangalore forwarding a copy of the letter dated 1st May 1935 from the Director of Public Instruction asking the Public Prosecutor to refund the advocate's fee of Rs.115/- paid in advance and soliciting permission of Government to take in advance half the regulation fee in cases in which he is instructed to file suits on behalf of Government.

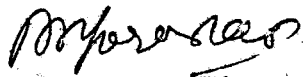
Order No.

P6840-42-Law 143-34-5
Dated, Bangalore, the 10th June 1935.

under the rules for the conduct of legal affairs of Government, the fee payable to the Public Prosecutor in Civil cases has to be billed for and paid only after the case is disposed of. The payment of the fee in advance made in

this case is therefore irregular. As a special case however Government are pleased to permit the Public Prosecutor retaining half the fee paid in the present instance.

Separate orders will issue regarding the general permission asked for by the Public Prosecutor, Bangalore to take in advance half the regulation fee in all cases in which he is asked to file suits in behalf of Government.


For General Secretary to Govt.

To

TSD

The Public Prosecutor, Bangalore.
The Director of Public Instruction in Mysore.
The Comptroller to Government.

SUBJECT

Diary. No of letter replied to

General and Revenue Secretariat

the

Proceedings of the Government of
His Highness the Maharaja of Mysore.

Section Law

File No. 14334

Serial No. S

Date of issue. 13/6/1935. Read—

S.O. no. P. 4185-87

Signed by Mr. N. J. R.

Law 14334-2 d 11.2.35 appn

re draft plaint in re Court

Suit for recovery of the advance

of loan due by the late S. A.

Shankar Rao and authorizing

D. P. G. to act for you

Order thereon. No. the suit and at

our proceedings Connected case is

3) Further Letter no. E. 3000 d

27.12.35 to the D. P. G. in form

has under the rules for a

of legal affairs of you, the

fee is not to be paid in a

3 Letter no. 1077 puz

May this be—

- (i) printed ?
- (ii) treated as a standing order ?
- (iii) published in the Gazette, English Part ?
- (iv) translated ?
- (v) placed at the disposal of the press ?
- (vi) published in the Gazette, Kannada Part ?

1) Letter no. E. 2797/Edⁿ 3/3-34-3
dated 9 April 1935, sanctioning
the payment of an advance
of Rs 301-10-0 as noted in
the margin to the P.P.R., 15000
to meet the expenses incurred
connected with the suit

13

7th May 1925 from Mr. B. L. B. L.

forwarding a C. of the letter d.

15.35 ~~received~~ from the D. B. G. asking ~~the~~ ^{the P.P.} to refund the advocate's

and soliciting permission of

for to take in advance

half the regulation fee in

Case which he is instructed

to file suits in behalf of for

order: -

The Mr. B. L. B. L.

has received the full regulation

fee of Rs. 115/- in this case

He is therefore allowed a return

half of it as a special case

the one half being payable

only after the disposal of the case

and in accordance with the legal

affairs/mile.

Separate orders will issue

~~the question of granting~~ regarding the

general permission asked for by the

Mr. B. L. B. L. to take in advance half

regulation fee in all cases in which

is asked to file suits in behalf of for

~~under consideration of for and~~

~~orders to be issued in the name~~

Genl Secy? TSD:clr

to refund the advocate's fee of Rs 115/- paid in advance

No P. 6848-42

Under the rules for the conduct of legal affairs of Govt, the fee payable to the Public member in civil cases has to be billed for and paid only after the case is disposed of. ~~And not~~ The payment of the fee in advance made in this case ~~was~~ therefore

irregular - As a special case however Govt are pleased to permit the P.P. retaining

half the fee paid in the ^{List of Enclosures} present instance - ~~the question of general permission asked for by the Public member~~

6771
No. 1169
34-35
Enc. *one*

OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION

DISTRICT OFFICE BUILDINGS,

Bangalore, 6th June 1935

To the

Law 143-36-6

FROM

G.S. Doraswamy Iyer, Esq., B.A., B.L.

Public Prosecutor,

Bangalore Division, Bangalore.



To

Urgent

The General Secretary to the Government of H.H.
the Maharaja of Mysore, Bangalore.

X to me Sir

RE: O.S.NO.658/34-35 on the file of the First
Munsiff, Bangalore. (The Director of Public
Instruction in Mysore. -VS- Mrs. Seshamma and
another.)

I have the honour to state that the defendants have filed
their written statement and a copy of the same is enclosed here-
with for information of Government. The case has been adjourned
to the 17th instant for filing reply to the written statement.
I request you to instruct me in the matter.

have the honour to be,
Sir,
Your most obedient servant,

G.S. Doraswamy Iyer
Public Prosecutor.

General Secretary to the Government of H.E.
the Ministry of Law, Bangalore.

RE: O.S.No. 558/54-35 on the file of the first
Ministry, Bangalore. (The Director of Public
Instruction in Mysore, -VS- Mrs. Seshamma and
another.)

the honour to state that the defendants have filed
in statement and a copy of the same is enclosed herewith
for information of Government. The case has been adjourned
for filing reply to the written statement.
to instruct me in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

IN THE COURT OF THE FIRST MUNSIF, BANGALORE.

O.S.NO.658/34-35.

The Government of Mysore. Plaintiff.

-VS-

1. Mrs. A. Seshamma. Defendants.
2. M. Nagappa. |

Under Order 8, Rule I of the Civil Procedure, and Order 17, Rule I Civil Procedure Code, the defendants abovenamed beg to state as follows:-

1. These defendants submit that the plaintiff is not entitled to ask for the repayment of the whole loan in a lump sum.

2. The plaintiff is not entitled to interest from 22-9-1932. The plaintiff's claim in the suit in this respect is against the terms of the suit mortgage bond. The plaintiff is not entitled to the interest claimed.

3. These defendants have approached the Government of the suit claim. The first defendant has been ~~interviewed~~ under instructions from Government interviewing the several officers concerned and she was told yesterday by the Financial Secretary that the matter would take some more time, before it could

be settled, and that the first defendant may therefore approach the court with a request for a further adjournment.

4. These defendants pray that, under the circumstances, this Honourable Court may be pleased to post the case to a date about 3 weeks hence when a settlement out of court may in all likelihood be reported. This will give the defendants the benefit of a refund of half the Institution fee also.

Bangalore.
5-6-1935

Signed and verified in the original.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

o. *P6896*

Dated, Bangalore, 14th June 1935.

From

The General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Public Prosecutor,
Bangalore.

~~Sir,~~

O.S.658/34-35 on the file of the I Munsiff,
Bangalore (The Director of Public Instruction
vs Mrs.Seshamma).

Sir,

With reference to your letter No.1169/34-35 dated 10th June 1935 soliciting instructions in the matter of further conduct of the above case, I am directed to state that the defendant has presented a petition to Government praying for remission of the amount due from her and that the same is under consideration of Government.

I have the honor to be,
Sir,
Your most obedient servant

M

G.S. Doraswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, Bangalore.

To

The General Secretary to the Government of H.H.
the Maharaja of Mysore, Bangalore.

SIR,

RE: O.S.NO.658/34-35 on the file of the First
Munsiff, Bangalore. (The Director of Public
Instruction in Mysore, Bangalore -VS- Mrs.
Seshamma Appu Rao and another.)

RECEIVED
19 MAY 1935
P.O.

is a fact?
me
29/5

I have the honour to state that the counsel for the
defendants informed the court that he has presented a petition
to the Government regarding the above case and prayed for time
effect a compromise if possible. The case has been adjourned
to the 5th June 1935 at his request.

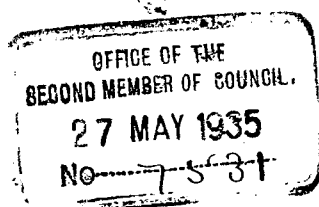
I have the honour to be,
Sir,
Your most obedient servant,

G. Doraswamy



57-34-3

BEFORE THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE
BANGALORE.



The humble petition of Mrs. Seshamma Appu Rao, residing at No. 90, Bettasettipet, Bangalore City, is as follows :-

1. The petitioner had an only son by name E.A. Bhaskara Rao, who had gone to Germany for study in Philosophy etc.

~~2.~~ This Government had been graciously pleased to lend him a sum of Rs 2,000/-- for his expenses while abroad; as security for the repayment of the amount the petitioner as Agent of her son had mortgaged his house (No. 86, Cubbonpet, Bangalore city) in favour of the Government, under a registered deed dated 21-9-1932, ^{one} and Mr. Nagappa has also executed the bond as a Surety.

3. The term of the bond was that the amount should be repaid to Government after the return of the said E. A. Bhaskara Rao ^{to} (this place, in instalments of Rs 50/- per mensem.

4. As the petitioner 's terrible ill-luck and misfortune would have it, however, her son died at Berlin , on the 5th of January 1934 before he could complete his studies.

5. He was affected with Tuberculosis and was ailing for about eight months in a Hospital at Berlin until he passed away as above stated.

6. Large funds were needed for the - maintenance and medical expenses of the patient in a far away and foreign land . The petitioner who is a widow and is only a Head Mistress of a Primary Girls School getting a small salary of Rs 35/- per mensem, had naturally to borrow heavy amount for the above purpose. She has been so obliged to take a loan of about Rs 3,000/-. Interest has to be paid by her on this sum.

7. The petitioner 's cruel fate not only denied to her the pleasure of hearing the news of the success of her only son, but even snatched him away from her, and in addition has placed her in great financial troubles.

8. After his death, demands were made by the Director of Public Instruction, Bangalore for repayment of the amount borrowed by her son from Government as mentioned above.

The petitioner thereupon represented her difficulties to the said Officer and also to Government by means of petitions and requests

requested that in view of the tragic circumstances of this case, Government may kindly be pleased to excuse the return of the loan and to treat the amount lent as a free scholarship. Government, it is learnt, has done so in some other cases.

9. Ill-luck dogging her, she was not able to persuade the Government apparently, and her prayers were not granted. And now, some days ago, she has received a summons from the Court of the First Munsiff, - Bangalore, intimating to her that a suit has been filed by Government against her and the Surety Mr. Nagappa, and demanding payment of a large sum of about Rs 2280/- which includes interest, of Rs 280-0-0.

10. The Petitioner is at her wit's end to find out the wherewithal to meet this heavy claim.

11. She only possesses the house (mortgaged to Government) in Bangalore City. She has to reside in it. She has another old house in Malur (Kolar District) which may at present fetch a price between Rs 500/- to 700/-.

12. The petitioner expects to be able to get a remission of about Rs 1000-0-0 from the other creditors as some of them are her

13. The petitioner still reasonably suspects that a situation might arise when the major portion of her pay may have to be utilised for payment to these other creditors. This will be substantially taking away her bread.

14. Unless therefore Government are pleased to remit the amount due by her, the petitioner will be stranded in the greatest of difficulties justifying the saying that misfortunes never come singly.

15. The petitioner, therefore, very humbly prays that the repayment of the ^{amount} due to Government may be excused in toto. If for any reason(and only in that event) the Government feel unable to comply with her request, the petitioner prays that she may be permitted to pay a lump sum of Rs 500/- in full settlement of the claim of the Government. The Petitioner will beg of some person or other to lend this amount and then pay the same to Government.

The petitioner is a helpless woman and having regard to her vicissitudes and misfortune in life, she earnestly prays that Government may be graciously pleased to grant her request as above.

BANGALORE,
25-5-35.

Seshamma Appa Rao.
Petitioner

u

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 27th June 1935.

No. Fr 3687
CD/15734-S

ENDORSEMENT.

To

Mrs. Seshamma Appu Rao,
No. 90, Betta Settipet, Bangalore City.

With reference to the petition dated 25th May 1935 praying for settlement of Government's claim in respect of Rs. 2,000/- advanced to the late Mr. E. A. Bhasker Rao, who had gone to Germany for advanced studies, Mrs. Seshamma Appu Rao is hereby informed that if she pays down Rs. 500/- in one lump immediately as agreed to by her, the balance will be -- remitted as a very special case.

By Order,

Sd/-H. V. Ramasvami.

General Secretary to Government.

SUBJECT

Section *ES*File No. *157-34*Serial No. *5**83687**Endo*

No.

Diary No. of letter replied to

To

Mrs. Sghamra Appu Rao

General and Revenue Secretariat

No. 90. Bette Setti pe

()

B4 Case 23

the 193

With reference to the

Date of issue

*27/6/35**petition d. 25.5.35 praying*

Signed by

*M. M. N.**for settlement of Govt's claim in**with respect of Rs. 2000/- advanced**to the late Mr. E. A. Bhaskar Rao,**who had gone to Germany for**advanced studies. Mrs. Sghamra**Appu Rao is hereby informed*

List of enclosures

that if she pays down Rs. 500

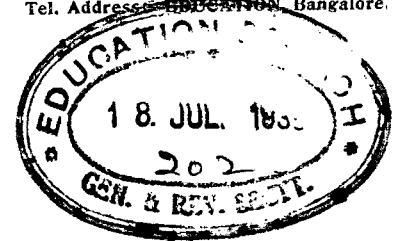
Copied by

in one lump immediately
as agreed to be
*her**the balance ~~will~~ be remitted*
as a very special case.

Examined by

1/2/35

Department of Public Instruction.
Government of Mysore.



No. D3 - 2837-157/33-34.

OFFICE OF THE DIRECTOR OF PUBLIC
INSTRUCTION IN MYSORE,

ENCL.

Bangalore, dated.....15th.....July.....1935.

17 JULY 1935

RECEIVED
17 JULY 1935
To
1897

N. S. SUBBA RAO, ESQ., M.A., BAR. AT-LAW,
Director of Public Instruction in Mysore,
Bangalore.

ES 157-34-6

H.V. RAMASVAMI, ESQ., M.A., B.L.,

General Secretary to the Government of

His Highness the Maharaja of Mysore.

SIR,

SUBJECT:-

O.S. No.658/34-35 on the file of the First
Munsiff, Bangalore.

- - - -ooOoo- - - -

With reference to your Memo No. E. 3688-9 dated 27th June 1935 being a copy of the endorsement given to Mrs. Seshamma Appu Rao, informing her that if she pays down Rs 500/- in one lump immediately as agreed to by her, the balance will be remitted as a very special case; I have the honour to bring to the notice of Government that a sum of Rs 244/2/- as detailed in the margin

Stamp on plain	--	Rs 181	4	0
Vokalat.	--	Rs 0	8	0
Summons (Twice).	--	Rs 1	14	0
Half the Advocate's fee.	Rs	57	8	0
Contingencies (typing charges)		3	0	0

Total	--	Rs 244	2	0
-------	----	--------	---	---

has so far --
been spent by
the Department
for institut-
ing legal pro-
ceedings ----

against the defendants in O.S.No.658/34-35 on the file of the First Munsiff, Bangalore. I request to be informed as to whether the party has to bear the entire cost of the proceedings if the

P.T.O.

case is compounded as per your endorsement issued to the party.

I have the honour to be,

Sir,

Your most obedient servant,



FIRST ASSISTANT.
(For Director on tour).



674 28
p 235

To

The General Secretary to the Government of

His Highness The Maharaja of Mysore,

Bangalore.

Sir,

GENERAL SECRETARY
31 JULY 1935
from
Today
me
31/7

Please allow me to invite your kind attention to your communication No. ~~63687~~ ⁶³⁶⁸⁷ dated ~~27-6-35~~ ²⁷⁻⁶⁻³⁵ intimating to me that if I paid a sum of Rs 500-0-0 in one lump sum towards the amount claimed from ~~me~~ in O.S.No.658 of 34-35 on the file of the First Munsiff's Court, Bangalore (amount lent to my deceased son E. A. Bhaskara Rao), the balance will be remitted as a very special case.

I am really grateful to the Government for thus graciously helping me. I have paid Rs 500-0-0 to the Public Prosecutor who appears for Government in the said suit. The case has ~~now~~ been posted to the 13th of August next (13-8-1935), awaiting final orders of Government.

I understand your communication to mean that if Rs 500/- was paid, the Public Prosecutor could report to the Court full satisfaction of the claim. However as a request was made on behalf of the Public Prosecutor for time, to get final orders from Government the suit was posted to 13-8-1935.

This is therefore request you to be good enough to intimate to the Public Prosecutor to report full ~~Settlement~~ ^{Settlement} to the Court on 13-8-1935, full satisfaction of the claim in the said suit (O.S.No. 658 of 1934-35)

-2-

by receipt of Rs 500-0-0.

Thanking you for early compliance and
begging to be excused for the trouble.

I remain,

Yours very faithfully,

Bangalorecity,
31st July, 1935.

Seshamma Appu

No. 136
35-36
Enc.

30
OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,

DISTRICT OFFICE BUILDINGS,

Bangalore, 31st July 1935.

Law 143-34-6A

FROM

G.S. Doraswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, Bangalore.

2 AUG. 1935

To

The General Secretary to the Government of H.H. the
Maharaja of Mysore, Bangalore.

SIR,

RE: O.S.NO.658/34-35 on the file of the First Munsiff,
Bangalore. (The Director of Public Instruction
in Mysore, Bangalore -VS- Mrs. Seshamma Appu Rao
and another.)

Adverting to your endorsement No.E.3687/Edn.I57-34-5 dated the
27th June 1935 issued to Mrs. Seshamma Appu Rao (copy forwarded to
this office for information) I have the honour to state that the
defendants have paid Rs.500/- (Rupees five hundred only) which amount
has been sent to the office of the Director of Public Instruction,
Bangalore. The case is posted to the 13th August 1935 to re-
port compromise. I await further instructions in the matter, as to
the withdrawal of the suit.

I have the honour to be,
Sir,
Your most obedient servant,

G. Doraswamy Iyer
Public Prosecutor.

No. 144 35-36
Enc.

757 P
OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,

DISTRICT OFFICE BUILDINGS,

Bangalore, ... 1st August 193 5
2nd

FROM

G.S. Doraswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, Bangalore.

3 AUG. 1935
fao

To

xxx
me
SIR.
7/8
The General Secretary to the Government of H.H.
the Maharaja of Mysore, Bangalore.

RE: O.S.NO.658/34-35 on the file of the First Munsiff,
Bangalore. (The Director of Public Instruction in
Mysore, Bangalore -VS- Seshamma Appu Rao and another)

In continuation of this office letter No.136/35-36 dated the
31st July 1935, I have the honour to state that the Director of Pub-
lic Instruction has not accepted the amount sent as he wanted the
previous sanction of Government. Under the circumstances I await
instructions as to whether the amount can be accepted and if so when
and to whose credit it has to be paid. *Is there any understanding
about costs?*

I have the honour to be,
Sir,
Your most obedient servant

G. Doraswamy Iyer
Public Prosecutor.

SUBJECT

Diary. No of letter replied to

General and Revenue Secretariat

()
the 193

Date of issue..... 7-8-1935

Signed by Mr. M. R. J.

May this be—

- (i) printed ?
- (ii) treated as a standing order ?
- (iii) published in the Gazette,
English Part ?
- (iv) translated ?
- (v) placed at the disposal of the press ?
- (vi) published in the Gazette,
Kannada Part ?

Section Law

File No. 143-34.

Serial No. 7

Proceedings of the Government of
His Highness the Maharaja of Mysore.

Read—

S.O. no. P. 4185-87 Law

143-34 d 11th Dec^y 1935 approve

the draft plaint in the Civil Su

for recovery of the advance of Rs

due by the late Mr. E.A. Bhaskar

and authorizing the Dir^y of P.

to act for for in the suit as

~~Order thereon~~—No. all over proceed

Connected with it

2. Petition dated 25.5.35

from Mrs. Sthamma. Appeal

praying for remission of the

Govt's claim in respect of the

granted to the

late Mr. E.A. Bhaskar.

Endo^t no. 2. 3687 d 29.6.35

~~unfaced~~ framed to Mrs. Sehamma
Appu Rao informing her that if
she pays down Rs 500/- in one
lump sum immediately the balance
would be remitted as a very
Special Case.

4. Letter no. D₃-2837-157/3534
d 17.7.35 from the Dir^y of P. & S.
in the circumstances stated
inquiring whether the defendant
has to bear the Costs in the
originally filed suit.

5. Petition dated 31.7.35
from Mrs. Sehamma Appu Rao
stating that she has paid Rs 500/-
to the Abt. B. & S. and
praying that the Civil Suit against
her may be withdrawn.

6. Correspondence ending with the
letter no. 114/3536 d 2.8.35 from
inquiring whether the defendant has the
suits have paid Rs 500/-
and soliciting further instructions.

GENERAL AND REVENUE
SECRETARIAT.

(Continuation sheet draft form.)

Sehanna Appu

Order. NOP 883-85

In view of the ~~As a very special~~
circumstances represented by Mrs
Case, for as pleased to accept
the payment of ~~Rs 500~~ ^{made} ~~by~~ ⁱⁿ

higher in full settlement of her claim against
the defendants in the above

O.S. 658 of 24.31
on the file of the
I. M. S. B. B. B. B. B.

~~being each party bearing his or~~
~~her own costs~~ The S. B. B. B. B.
is required to report the settlement
to the court & intend now the suit
accordingly ~~on the same date of~~
accordingly, no order being made
~~being~~, each party bearing his
own costs.

General Secy
5/8 152
3/8

To

The S. B. B. B. B.

D. B. B.

Comptroller

Copys to the S. B. B. B. B.

" Mrs. Sehanna, App.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

HEAD:-

Government Order No.P.4185-87/Law 145-34-2
dated 11th February 1935 approving the draft plaint in
the Civil Suit for recovery of the advance of loan due
by the late Mr.E.A.Bhasker Rao and authorising the
Director of Public Instruction to act for Government
in the suit and all other proceedings connected with it.

2. Petition dated 20th May 1935 from Mrs.Seshamma
Appu Rao praying for remission of the Government's claim
in respect of the loan granted to the late Mr.E.A.
Bhasker Rao.

3. Endorsement No.E.5687 dated 27th June 1935 grant
ed to Mrs.Seshamma Appu Rao informing her that if she
pays down Rs.500/- in one lumpsum immediately, the
balance would be remitted as a very special case.

4. Letter No.D5-2837-157/33-34 dated 17th July
1935 from the Director of Public Instruction enquiring
in the circumstances stated whether the defendant has
to bear the costs in the marginally noted suit.

-----o
O.S.658/34-35 on the file of the
First Munsiff, Bangalore.
(Director of Public Instruction
Vs.
Mrs.Seshamma Appu Rao)
-----o

5. Petition
dated 31st July
1935 from Mrs.Se-

shamma Appu Rao stating that she has paid Rs.500/- to
the Public Prosecutor, Bangalore, as directed and pray-
ing that the Civil Suit against her may be withdrawn.

6. Correspondence ending with the letter No.144/
35-36 dated 2nd August from the Public Prosecutor
intimating that the defendants in the above suit have

~~see~~ have paid Rs.500/- and soliciting further instructions in the matter.

---:0:---

ORDER NO: P 883-85/Row 143-34-7

DATED, BANGALORE, 6th AUGUST 1935.

In view of the circumstances represented by
rs. Seshamma Appu Rao, Government are pleased to accept
the payment of Rs.500/- made by her in full settlement
of their claim against the defendants in the suit O.S.658
of 34-35 on the file of the First Munsiff, Bangalore. The
Public Prosecutor, Bangalore, is requested to report the
settlement to the Court and withdraw the suit accordingly,
each party bearing its own costs.

[Signature]
General Secretary to Government.

To

The Public Prosecutor, Bangalore.

The Director of Public Instruction.

The Comptroller to Government.

Department of Public Instruction.

Government of Mysore.

No. D3 - 2837-157/33-34.

OFFICE OF THE DIRECTOR OF PUBLIC
INSTRUCTION IN MYSORE,

ENCL.

Bangalore, dated 2nd August 1935

5 AUG. 1935

FROM

N. S. SUBBA RAO, ESQ., M.A., BAR.-AT-LAW,

Director of Public Instruction in Mysore,

Bangalore.

To

H. V. RAMASVAMI, ESQ., M.A., B.L.,

General Secretary to the Government of
His Highness the Maharaja of Mysore,
B A N G A L O R E

SIR,

SUBJECT:- O.S. No. 658/34-35 on the file of the First
Munsiff, Bangalore.

Government

-VS-

Mrs. Seshamma Appu
Rao and another.

- - -oo0oo- - -

In continuation of this Office letter No. cited above dated ~~the~~ 17th July 1935, seeking instructions as to whether the defendants in the above suit have to bear the entire cost of the proceedings if the case is compounded as per your endorsement No. E. 3687/Edn. 157-34-5 dated 27th June 1935 issued to the Party, I have the honour to report that the Public Prosecutor, Bangalore Division, states in his letter No. 130/35-36 dated 31st July 1935 that Mrs. Seshamma Appu Rao has -- paid Rs 500/- on 30th July 1935 and requests instructions for the withdrawal of the suit and that the case has therefore been posted to 13th August 1935 for reporting settlement. In these circumstances, I request the orders of Government with regard to :

- (1) the recovery of the amount spent for instituting legal proceedings, and,
- (ii) the withdrawal of the suit as prayed for by the defendants in case the balance of the loan is to be written off.